

### **REMARKS**

Claims 1, 3 and 10 have been cancelled without prejudice. Claims 2, 4-9 and 11-25 remain in the application. Support for the amendments may be found, for example, on page 16, line 15 et seq. of the Specification, and throughout the rest of the disclosure. Applicant asserts that no new matter has been added. Reconsideration of the Application is hereby requested

### **Objections to the Claims**

Claims 4-9 were objected to because of an informality in Claim 4. Applicant has amended Claim 4 according to the Examiner's suggestion. Therefore, applicant believes that this objection has been overcome.

### **Claim Rejections**

#### ***Rejections Under 35 U.S.C. § 112***

Claims 1-25 were rejected under 35 U.S.C. § 112, second paragraph for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Specifically, the Action cited a lack of antecedent basis for several limitations in the claims.

Applicant has amended all of the claims cited by the Examiner, as well as claims citing similar limitations, so as to recite limitations using the terminology found in the Specification. Applicant notes that in amending claim limitations such as "the read initialization request signal" to recite "the read asynchronous initialization request," the added limitation is not found *exactly* as recited in the Specification. However, the Specification uses terms such as "read AINIT request" [*see, e.g., p. 15, l. 22*] and defines AINIT as "asynchronous initialization" [*see, p. 14, l. 11*]. Thus, it is clear that "read AINIT request" should be read as "read asynchronous initialization request," as recited in the amended claims. Applicant has chosen the unabbreviated

form in the amended claims for the sake of added clarity.

***Rejections Under 35 U.S.C. § 102***

Claims 1, 2 and 10 were rejected under 35 U.S.C. § 102(e), as being anticipated by Ashwood Smith, hereinafter Smith. Applicant has cancelled Claims 1 and 10, thereby rendering this rejection moot with respect to these claims.

Applicant has amended Claim 2 to depend from amended Claim 4 (which the Examiner indicated would be allowable). If Claim 4 is allowed, then the amended dependency of Claim 2 will overcome this rejection.

***Rejections Under 35 U.S.C. § 103***

Claim 3 was rejected under 35 U.S.C. § 103(a), as being unpatentable over Smith in view of Baker. Applicant has cancelled Claim 3, thereby rendering this rejection moot.

Claim 25 was rejected under 35 U.S.C. § 103(a), as being unpatentable over Smith in view of Levin. Applicant has amended Claim 25 to depend from amended Claim 11 (which the Examiner indicated would be allowable). If Claim 11 is allowed, then the amended dependency of Claim 25 will overcome this rejection.

***Allowable Subject Matter***

The Examiner indicated that Claims 4-9 and 11-24 would be allowable if rewritten to overcome the rejections under 35 U.S.C. § 112, second paragraph and to include all of the

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limitations of the base claims and any intervening claims. In response thereto, Applicant has amended all of the claims rejected under 35 U.S.C. § 112 to overcome the grounds for rejection, Applicant has also amended Claims 4 and 11 to include all of the limitations of the base claims from which they depended and any intervening claims. Applicant has also amended any remaining claims depending from the base claims to depend from Claims 4 and 11, respectively. Therefore, Applicant believes that all remaining claims are in condition for allowance.

***Statement Regarding the Prior Art of Record***

Applicant asserts that the prior art made of record and not relied upon neither anticipates, nor renders obvious the claimed invention.

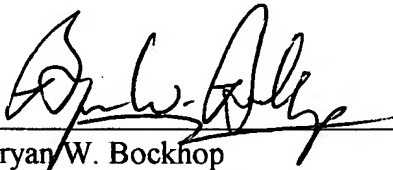
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**CONCLUSION**

Applicant believes that the rejections have been overcome for the reasons recited above. Therefore, Applicant respectfully requests that all remaining claims be allowed and that a timely Notice of Allowance be issued.

No addition fees are believed due. However, the Commissioner is hereby authorized to charge any additional fees which may be required, including any necessary extensions of time, which are hereby requested, to Deposit Account No. 503535.

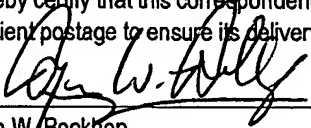
12/16/2005  
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CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being placed in the U.S. Mail on the date written below with sufficient postage to ensure its delivery to the Commissioner for Patents at the address listed above.	
 Bryan W. Bockhop	<u>12/16/2005</u> Date